

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

In re: PHARMACEUTICAL INDUSTRY)	
AVERAGE WHOLESALE PRICE)	MDL No. 1456
LITIGATION)	Civil Action No. 01-12257-PBS
<hr style="border: 0.5px solid black;"/>)	
)	Subcategory No. 06-11337-PBS
THIS DOCUMENT RELATES TO:)	
)	Hon. Patti B. Saris
<i>United States of America ex rel. Ven-a-Care of</i>)	
<i>the Florida Keys, Inc. v. Abbott Laboratories,</i>)	
Civil Action No. 06-11337-PBS)	

JOINT NOTICE OF CONTINUANCE OF DAUBERT HEARING

PLEASE TAKE NOTICE that the parties to the above-captioned case have conferred on dates for the continuance of the *Daubert* hearing of Dr. Mark G. Duggan. The Court had suggested two of the following three dates: January 22, 26, and 27. The best available dates for the parties are January 22, 2010 and January 26, 2010. Therefore, the parties request the Court continue the *Daubert* hearing of Dr. Duggan to January 22 and January 26. The parties understand the hearing will begin at 2:00 p.m. on both dates given the Court's schedule.

Respectfully submitted,

For the United States of America,

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Dated: December 16, 2009

CERTIFICATE OF SERVICE

I hereby certify that I have this day caused an electronic copy of the above **JOINT NOTICE OF CONTINUANCE OF DAUBERT HEARING** to be served on all counsel of record via electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to LexisNexis File & Serve for posting and notification to all parties.

Dated: December 16, 2009

/s/ Renée Brooker
Renée Brooker